

**ACLU-TN, et al.,**

**Plaintiffs,**

**V.**

**THE SUMNER COUNTY  
BOARD OF EDUCATION, et al.,**

### Defendants.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

Civil Action No.: 3:11-cv-0408

Judge Kevin Sharp  
Magistrate Judge Joe Brown

**JOINT MOTION FOR EXTENSION OF EXPERT DISCLOSURE DEADLINE**

The parties to the above-referenced cause, through counsel, hereby respectfully request that the Court extend the expert disclosure deadlines in this matter.

Pursuant to the Court's June 23, 2011 Initial Case Management Order, the parties shall declare the identities of their expert witnesses and provide all information specified in Federal Rule of Civil Procedure 26(a)(2)(B) by August 15, 2011. *See* Docket No. 74. The parties hereby request that the Court extend the initial expert disclosure deadline to August 29, 2011, with the deadline for disclosure of rebuttal expert witnesses set as provided in Fed. R. Civ. P. 26(a)(2)(D)(ii). Discovery closes in this matter on October 17, 2011. Therefore, should the Court grant this Motion, the parties will still have sufficient time to depose any disclosed experts prior to the close of discovery. Furthermore, this extension will neither affect the discovery deadline nor the scheduled trial date.

A proposed order is submitted herewith.

Dated: August 12, 2011

Respectfully submitted:

/s/ Scott P. Tift  
Tricia Herzfeld  
Legal Director  
ACLU Foundation of Tennessee  
P.O. Box 120160  
Nashville, TN 37212  
Phone: (615) 320-7142  
Fax: (615) 691-7219  
tricia@aclu-tn.org

George Barrett  
Scott Tift  
ACLU-TN Cooperating Attorneys  
BARRET JOHNSTON, LLC  
217 Second Avenue North  
Nashville, TN 37201  
Phone: (615) 244-2202  
Fax: (615) 252-3798  
gbarrett@barrettjohnston.com  
stift@barrettjohnston.com

***Attorneys for Plaintiffs***

/s/ Carly F. Gammill by SPT w/ permissions  
Larry L. Crain  
Carly F. Gammill  
Wesley H. Southerland  
American Center for Law & Justice  
5214 Maryland Way, Suite 402  
Brentwood, TN 37027  
lcrain@brentwoodlaw.com  
cgammill@aclj-dc.org  
wsoutherland@aclj.org

***Attorneys for Defendants***

**CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing *Motion for Extension of Expert Disclosure Deadline* has been served on the following via the Court's ECF filing system on this the 12th day of August, 2011:

Larry L. Crain  
Carly F. Gammill  
Wesley H. Sutherland  
American Center for Law & Justice  
5214 Maryland Way, Suite 402  
Brentwood, TN 37027  
[lcraib@brentwoodlaw.com](mailto:lcraib@brentwoodlaw.com)  
[cammill@aclj-dc.org](mailto:cammill@aclj-dc.org)  
[wsoutherland@aclj.org](mailto:wsoutherland@aclj.org)

*Attorney for Defendants*

/s/ Scott P. Tift \_\_\_\_\_  
SCOTT P. TIFT  
BARRETT JOHNSTON, LLC